

#### STATE OF CALIFORNIA DEPARTMENT OF PUBLIC WORKS

## DIVISION OF WATER RESOURCES

# License for Diversion and Use of Water

LICENSE 2652

PERMIT\_2339

APPLICATION 2212

United States of America (Orland Project)
Orland, California THIS IS TO CERTIFY, That 04,64

made proof to the satisfaction of the Division spection,

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of Water Resources of California of a right to the use of the waters of Stony creek in Glenn and

Tehama Counties

tributary of Sacramento River

for the purpose of irrigation use of the Division of Water Resources and that said right to the use of said waters has under Permit 2339 been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Resources and the terms of the said permit; that the priority of the right herein confirmed dates from February 17, 1921

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed fifty thousand two hundred (50,000) acre feet per annum by storage to be collected from about November 1 to about May 1 of each season.

This license is based on storage made during the season of 1941-1942 which was the season of maximum storage within the three year period immediately preceding the date of inspection, mamely June 30, 1943, and use thereof.

The points of diversion of such water are located as follows:

To storage north end of dam bears South sixty-two degrees, no minutes West (S. 62° 00' W.) five hundred sixty-five (565) feet from Et corner of Section 16, T 20 N, R 6 W, M.D.B. & M., being within NE of SE of said Section 16.

South re-diversion of stored waters: North sixty-six degrees, sixteen minutes West (N.660 16' W.) twenty-one hundred seventy-four (2174) feet from SE corner Section 29, T 23 N, R 4 W, M.D.B. & M., being within SW of SEt of said Section 29.

North re-diversion of stored waters: South sixty degrees, no minutes West (S.600 00'W.) four hundred fifty (450) feet from Nt corner of Section 1, T 22 N, R 4W, M.D.B. & M., being within NEt of NWt of said Section 1.

A description of the lands or the place where such water is put to beneficial use is as follows:

Irrigation of 20,648.75 acres within the Orland Reclamation Project in Glenn and Tehama Counties in Townships 21, 22 and 23 N, Ranges 2, 3, and 4, W., M.D.B.& M., all as shown on a map of the Orland Project filed with the Division of Water Resources on March 27, 1925.

> AMENDED SUPERSEDED BY/LICENSE OF EVEN NUMBER DATED 6/15/44

The Water Commission Act was superseded by the Water Code on August 4, 1943. By force of the provisions of the latter all references in this form to the Division of Water Resources will be understood to mean the Department of Public Works acting by and through the State Engineer.

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Division of Water Resources in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Division of Water Resources.

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diversion berein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the department.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivison of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property can not agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings. domain proceedings.

FORM 64-A

Witness my hand and the seal of the Department of Public Works of the State of California, this , 19 44

[SEAL]

EDWARD HYATT

21.180 Name Chalto U.S.

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DIVISION OF WATER RESOURCES

DEPARTMENT OF PUBLIC WORKS

STATE OF CALIFORNIA

APPROPRIATE WATER U. S. of America (Orlend Project) 15, May SSUED TO. 0

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### STATE OF CALIFORNIA DEPARTMENT OF PUBLIC WORKS

## DIVISION OF WATER RESOURCES

AMENDED AND CORRECTED LICENSE FOR DIVERSION AND USE OF WATER,

SUPERSEDING LICENSE OF EVEN NUMBER ISSUED MAY 15, 1944.

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LICENSE.

2339 PERMIT\_

APPLICATION.

2212

THIS IS TO CERTIFY, That

United States of America (Orland Project)

Orland, California as of June 30, 1943. (The date of

inspection)

made proof/to the satisfaction of the Division

of Water Resources of California of a right to the use of the waters of

Stony Creek in Glenn and Tehama counties

Sacramento River tributary of

irrigation use for the purpose of

of the Division of Water Resources and that said right to the use of said waters has 2339 under Permit been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Resources and the terms of the said permit; that the priority of the right herein confirmed dates from

February 17, 1921; that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed fifty thousand two hundred (50,200) acre feet per annum by storage to be collected from about November 1 to about May 1 of each season.

This license is based on storage made during the season of 1941-1942 which was the season of maximum storage within the three year period immediately preceding the date of inspection, namely June 30, 1943, and use thereof.

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A description of the lands or the place where such water is put to beneficial use is as follows:

Irrigation of 20,648.75 acres within the Orland Reclamation Project in Glenn and Tehama counties, in Townships 21, 22 and 23 North, Ranges 2, 3 & 4 West, M.D.B. &M., all as shown on a map of the Orland Project filed with the Division of Water Resources on March 27, 1925.

The Water Commission Act was superseded by the Water Code on August 4, 1943. force of the provisions of the latter all references in this form to the Division of Water Resources will be understood to mean the Department of Public Works acting by and through the State Engineer.

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Division of Water Resources in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Division of Water Resources.

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Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license, does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivison of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property can not agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Witness my hand and the seal of the Department of Public Works of the State of California, this , 19 44. June day of EDWARD HYATT

State Engineer

U.S. Water & Power Res. Service name chyd to

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AMENDED AND CORRECTED

DIVISION OF WATER RESOURCES

DEPARTMENT OF PUBLIC WORKS

STATE OF CALIFORNIA

United States of SSUED TO

Orland DATED